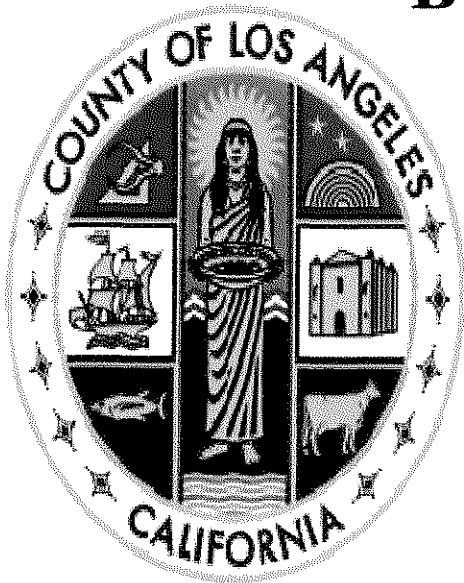


# Public Safety Realignment AB 109/117



**LOS ANGELES COUNTY  
BOARD OF SUPERVISORS  
AUGUST 23, 2011**



# Background

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**AB 109/117, which takes effect October 1, 2011, realigns three major areas of the criminal justice system. On a prospective basis, the legislation:**

- Establishes **local jail custody** for specified non-violent, non-serious, non-sex offenders (N3s) who were previously subject to state prison sentences;
- Modifies parole statutes and creates local **Post-release Community Supervision** for criminal offenders released from prison after having served a sentence for non-violent, non-serious, and non-sex offense;
- Shifts the **revocation process** for parolees to the county court system over a two-phase, two-year process.

# Community Corrections Partnership

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**AB 109/117 directs the Community Corrections Partnership (CCP) to develop and recommend to the county Board of Supervisors an implementation plan for 2011 Realignment. An Executive Committee from the CCP is comprised of the following:**

- Chief Probation Officer (Chair)
- Sheriff
- Los Angeles Police Department Chief of Police
- District Attorney
- Public Defender
- Presiding Judge of the Superior Court
- Director of the Department of Mental Health

**The implementation plan is deemed accepted by the county Board of Supervisors unless rejected by a four-fifths vote.**

# Postrelease Community Supervision Facts

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- **Year 1 PCS Population: Approximately 9,000**
  - 30% with Mental Health Issues (Acuity)
  - 30% with Substance Abuse Issues
- **Absconder Rate as reported by CDCR:**
  - 2% Abscond within 5 days of release
  - 11% Abscond within the first year of program
- **Approximately 0.35% are homeless**
- **The PCS population will decrease within the next 3-5 years**

# Open Action Items

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- Process for obtaining medical and mental health records for PCS individuals

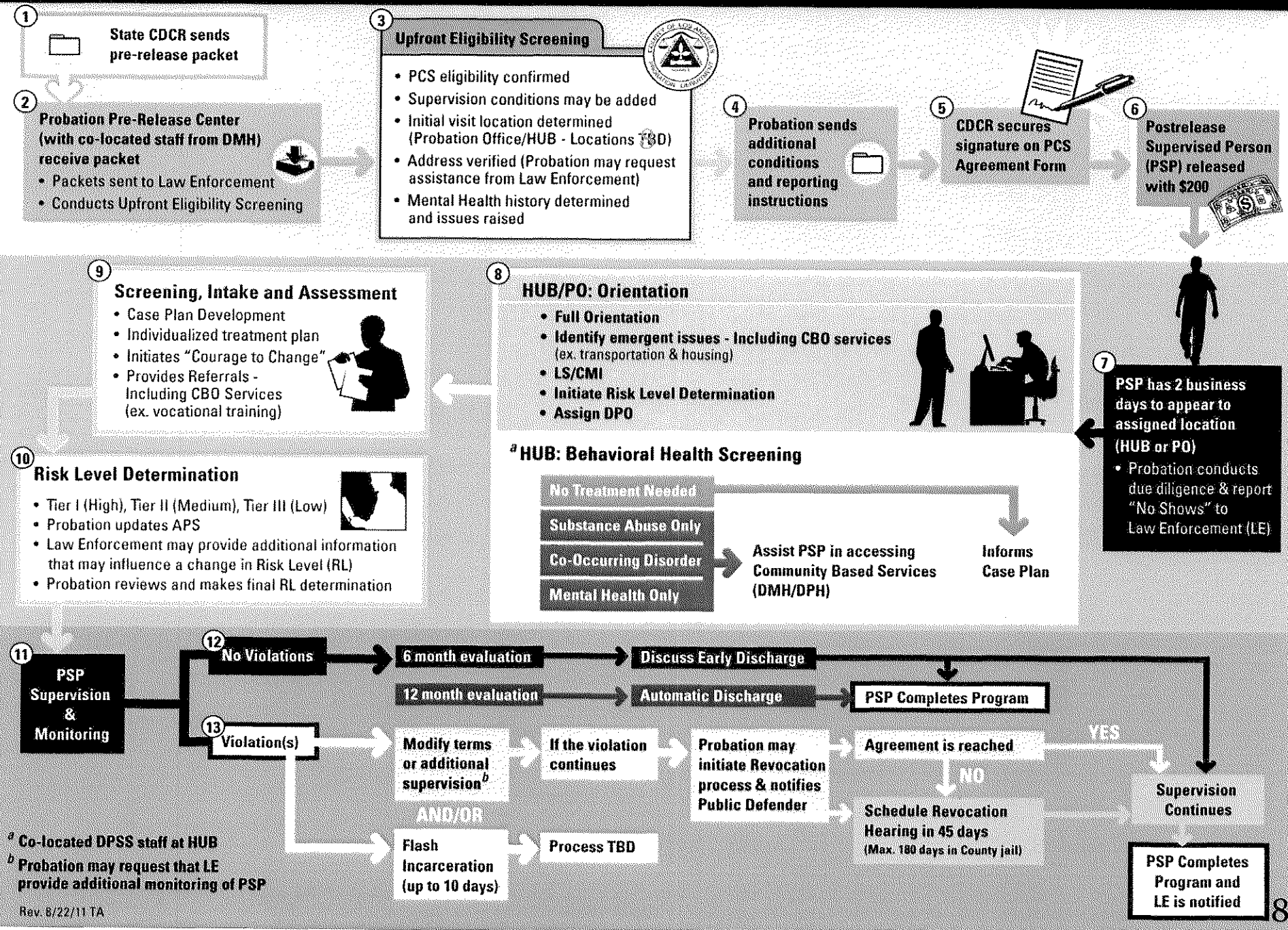
# Legislative Issues

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Topic	Request
<b>Eligibility Acutely Mentally Ill</b>	<ul style="list-style-type: none"><li>• If acutely psychotic at time of release, will not be eligible for PCS</li></ul>
<b>Flash Incarceration</b>	<ul style="list-style-type: none"><li>• Statutory authority for Sheriff/Probation to arrest PCS for flash incarceration</li><li>• Statutory authority for Sheriff to detain individual on order from Probation (without court order)</li></ul>
<b>PCS Absconders</b>	<ul style="list-style-type: none"><li>• Statutory authority for Probation to revoke PCS and issue warrant for absconders</li><li>• Statutory authority for Probation to order detention of an individual on absconder warrant until resolution of revocation</li><li>• Statutory authority for Sheriff to detain on order from Probation (without court order)</li></ul>
<b>Failure to Appear for Revocation Hearing</b>	<ul style="list-style-type: none"><li>• Statutory authority for Court Hearing Office to revoke PCS and issue warrant for PCS individual who fails to appear for revocation hearing</li></ul>

# Postrelease Community Supervision (PCS)

# POSTRELEASE COMMUNITY SUPERVISION (PCS)





# Roles & Responsibilities

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Entity	Roles & Responsibilities
Probation	<ul style="list-style-type: none"> <li>✓ Lead Agency for PRCS Program</li> <li>✓ Sole Responsibility for Eligibility Screening</li> <li>✓ Responsible for Determining and Modifying Risk Levels (Tier I – III)</li> <li>✓ Determines when PRCS may require additional Monitoring from Law Enforcement</li> </ul>
Sheriff	<ul style="list-style-type: none"> <li>✓ Assist Probation with Address Verification</li> <li>✓ Provide additional monitoring of PCS population at request of Probation</li> <li>✓ Lead the absconder and flash incarceration process</li> </ul>

Entity	Roles & Responsibilities
DMH	<ul style="list-style-type: none"> <li>✓ Review PCS pre-release packets</li> <li>✓ Assess for mental health needs</li> <li>✓ Develop treatment plan</li> <li>✓ Assist PCS in accessing treatment services (Referrals to CBOs)</li> </ul>
DPSS	<ul style="list-style-type: none"> <li>✓ Review PCS pre-release packets</li> <li>✓ Determine eligibility for programs</li> <li>✓ Assist homeless population with finding housing (Referrals to CBOs)</li> </ul>
DPH	<ul style="list-style-type: none"> <li>✓ Assist PCS in accessing treatment services (Referrals to CBOs)</li> </ul>
CBOs	<ul style="list-style-type: none"> <li>✓ Provide services</li> </ul>

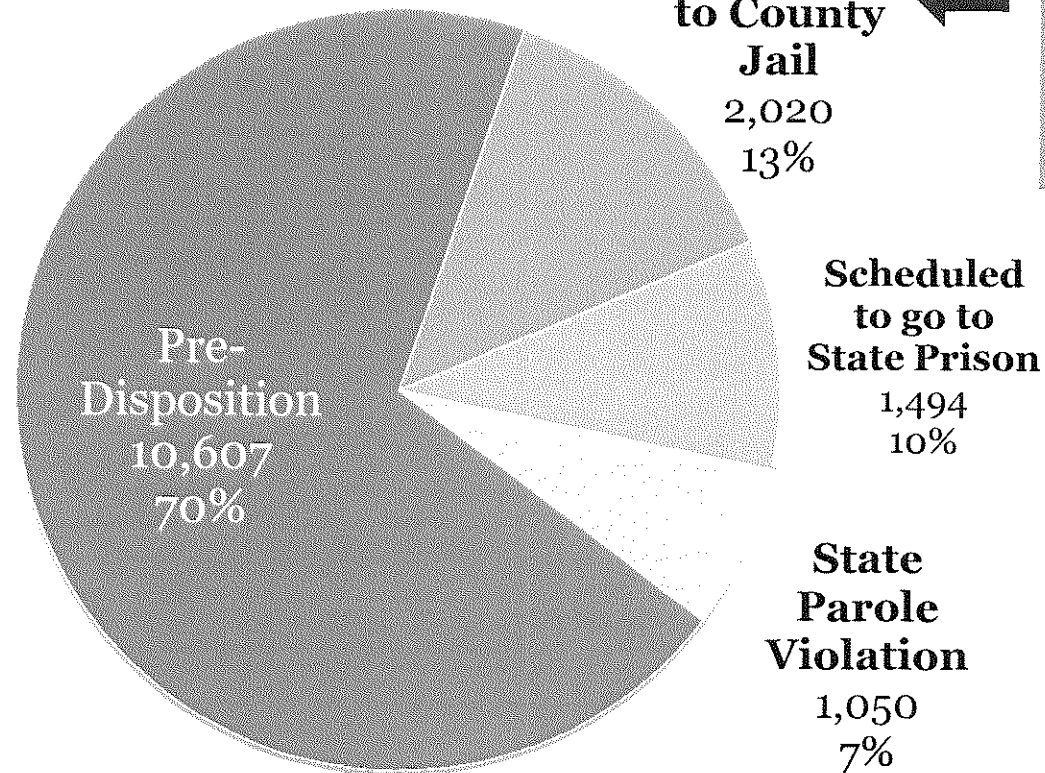
District Attorney, Public Defender, Alternate Public Defender, Courts play a significant role through the entire process.

# Jail Population Management

# Pre-AB 109/117 Jail Population Statistics

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**TOTAL**  
**15,171**



**Custody  
Management  
Plan Options  
impacts Only  
the Sentenced  
Population**

# SHERIFF'S CUSTODY IMPLEMENTATION PLAN

## POSSIBLE OPTIONS

One or more of these options can be exercised at any time to manage the jail population.

Population on 8/16/11: 15,171

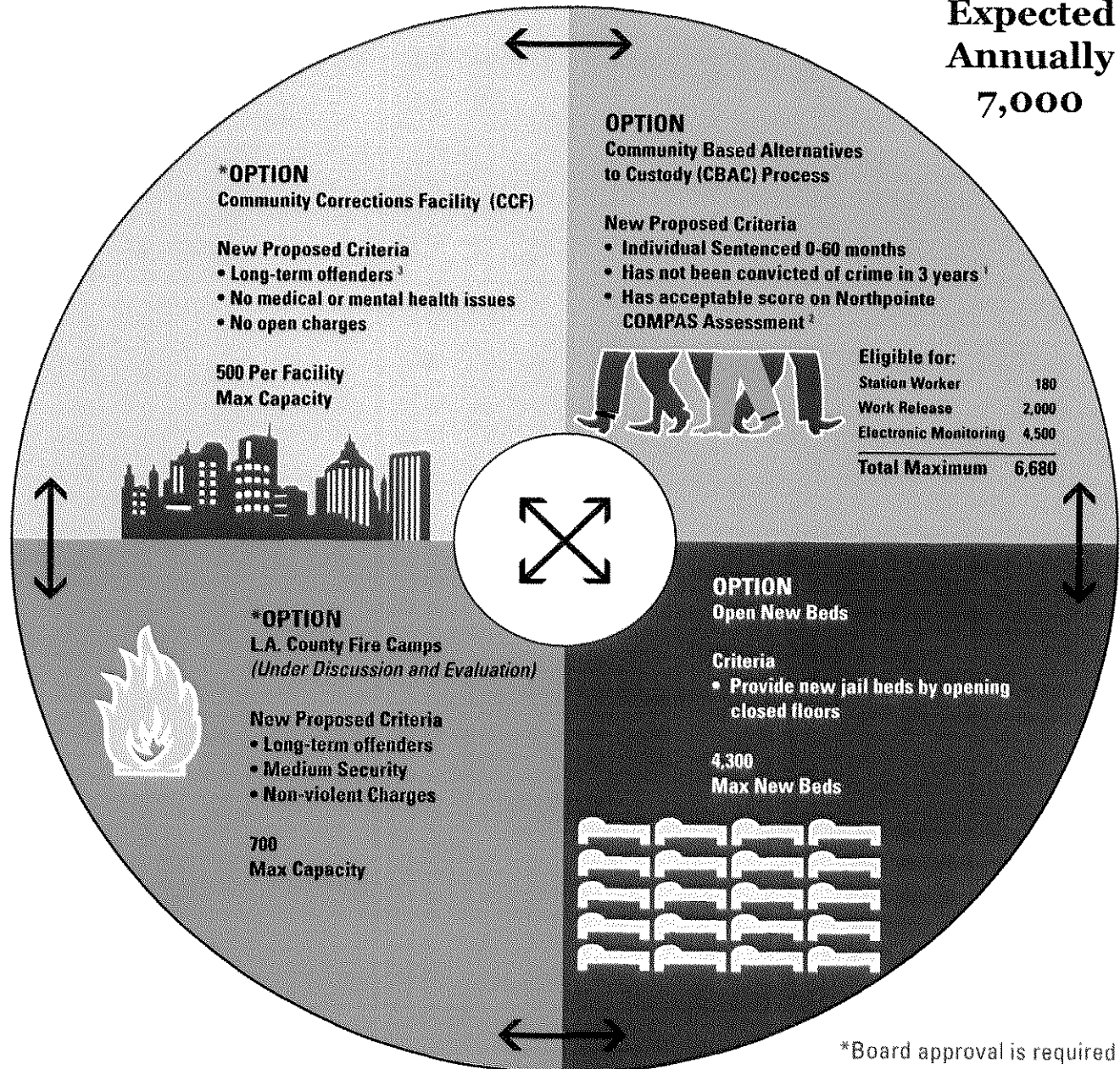
Additional Expected Annually: 7,000

<sup>1</sup> Excluded list per Sheriff

<sup>2</sup> Nationally recognized tool for making informed evidence-based decisions aimed at minimizing potential risk to the community. Probation & Sheriff will need to work on the Acceptable Assessment score.

<sup>3</sup> Per DA, approximately 50 individuals per year are sentenced to 25 - 50 years

Rev. 8-18-11 TA



\*Board approval is required

# Timeline

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## Immediate

- Hire and train staff required to launch program
- Develop training materials
- Develop detailed implementation plan

## Short-Term

- Develop program working assumptions (i.e. Est. number of PCS expected per month)
- Develop Budget and finalize Staffing Plan
- Finalize Operations Manual

## Long-Term

- Develop Implementation status reports
- Budget vs. Actual
- Finalize Quality Assurance metrics